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TO: Examiner J. Whipkey
Group Art Unit 2612

FROM: Michael K. O'Neill

RE: U.S. Application No. 09/267,781
Atty. Docket No.: 03630.000191

FAX NO.: (571) 273-8300

DATE: November 17, 2005

NO. OF PAGES:
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Attached is a Statement of Summary of Interview.

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03630.000191.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:)
DENNY M. LIN) Examiner: J. Whipkey
Application No.: 09/267,781) Group Art Unit: 2612
Filed: March 15, 1999)
For: REDUCING)
DISCONTINUITIES IN)
SEGMENTED IMAGING)
SENSORS) November 17, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT OF SUMMARY OF INTERVIEW

Sir:

This is a statement of the summary of the interview that was conducted by
telephone on October 6, 2005 with Examiner Jason Whipkey and his Supervisor, Mr.
Ngoc-Yen Vu.

This Statement is filed in response to the Examiner's issuance of an
Interview Summary dated October 17, 2005.

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the U.S. Patent and Trademark Office on:

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Michael K. O'Neill, Reg. No. 32,622
(Name of Attorney for Applicant)

Signature

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At the interview, the Applicant's undersigned attorney explained two main points: that the applied art did not provide a clear suggestion of which parts ought to be arranged on an imaging sensor together with the sensor array and which parts should not; and that the applied art did not provide a reasonable expectation of success if the duplicating means of the invention were provided on an imaging sensor.

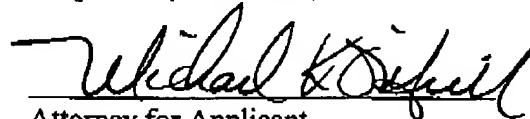
With respect to the first point, it is Applicant's understanding that the patent to Tandon is being relied on as a generalized teaching of co-location of "ancillary and supporting circuits" on a sample chip. However, there is nothing in Tandon which designates which circuits should be arranged on the same chip, and which are not necessarily so-arranged. Thus, reliance on Tandon amounts to nothing more than an impermissible "pick and choose" rationale since nothing in Tandon specifies which ancillary circuitry should be provided on the same sample chip and which need not.

With respect to the second point, nothing in Tandon provides a reasonable expectation of success even if there were a co-location of Tandon's "ancillary and supporting circuits". In fact, Tandon emphasizes the speculative nature of his claim, by specifying that there would be an advantage only "if" the ancillary and supporting circuitry could be co-located. As correctly stated by the Examiner in his Interview Summary, a strict reading of Tandon provides no limit on the "ancillary and supporting circuits" that might be located on the sample chip, yet clearly there are quite a few examples of circuitry for which success could not be achieved. Thus, reliance on Tandon amounts to nothing more than an impermissible "obvious to try" rationale, without any significant or reasonable expectation that co-location might be successful.

At the conclusion of the interview, the Examiner and his Supervisor agreed to consider the foregoing arguments, but would not agree at the time of the interview that such argument were persuasive or might result in allowance.

Applicant's undersigned attorney may be reached in our Costa Mesa, CA office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicant

Michael K. O'Neill

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